



## 99TH GENERAL ASSEMBLY

### State of Illinois

2015 and 2016

HB5744

by Rep. Sheri L Jesiel

#### SYNOPSIS AS INTRODUCED:

25 ILCS 15/1.5 new

25 ILCS 15/2

25 ILCS 115/1

from Ch. 63, par. 192

from Ch. 63, par. 14

Amends the Special Session Act. On and after the effective date of this amendatory Act, if the General Assembly fails to pass a balanced budget by May 31st of each year, a continuing special session of the General Assembly shall be convened by joint proclamation for the purpose of passing a balanced budget. Provides that the joint proclamation shall specify that the General Assembly will convene every day until a balanced budget is passed. Amends the General Assembly Compensation Act to disallow per diem allowance for food and lodging during a continuing special session. Effective immediately.

LRB099 19794 RJF 44193 b

1 AN ACT concerning State government.

2 **Be it enacted by the People of the State of Illinois,**  
3 **represented in the General Assembly:**

4 Section 5. The Special Session Act is amended by changing  
5 Section 2 and by adding Section 1.5 as follows:

6 (25 ILCS 15/1.5 new)

7 Sec. 1.5. Continuing special session.

8 On and after the effective date of this amendatory Act of  
9 the 99th General Assembly, if the General Assembly fails to  
10 pass a balanced budget for the next State fiscal year by May  
11 31st of each year, a continuing special session of the General  
12 Assembly shall be convened by joint proclamation under Section  
13 1 for the purpose of passing a balanced budget. The joint  
14 proclamation shall specify that the General Assembly will  
15 convene every day until a balanced budget is passed. The  
16 proclamation shall be filed with the Secretary of State, with  
17 notice to be provided to the members under Section 2.

18 (25 ILCS 15/2) (from Ch. 63, par. 192)

19 Sec. 2.

20 Upon the filing of a joint proclamation for a special  
21 session under Section 1, the Secretary of State shall, at least  
22 4 days before the date set for the convening of that special

1 session, send written notice by certified mail to each member  
2 of the General Assembly of the joint proclamation and the  
3 purpose, date, and time set for the convening of the special  
4 session. If the Speaker and President declare in the joint  
5 proclamation that a demonstrable emergency exists which  
6 requires immediate action by the General Assembly, or declare a  
7 continuing special session under Section 1.5, the requirements  
8 of this Section ~~section~~ shall be suspended and the Secretary of  
9 State shall take whatever reasonable steps necessary to notify  
10 the members of the General Assembly of the date and time of the  
11 emergency special session or continuing special session.

12 (Source: P.A. 77-1783.)

13 Section 10. The General Assembly Compensation Act is  
14 amended by changing Section 1 as follows:

15 (25 ILCS 115/1) (from Ch. 63, par. 14)

16 Sec. 1. Each member of the General Assembly shall receive  
17 an annual salary of \$28,000 or as set by the Compensation  
18 Review Board, whichever is greater. The following named  
19 officers, committee chairmen and committee minority spokesmen  
20 shall receive additional amounts per year for their services as  
21 such officers, committee chairmen and committee minority  
22 spokesmen respectively, as set by the Compensation Review Board  
23 or, as follows, whichever is greater: Beginning the second  
24 Wednesday in January 1989, the Speaker and the minority leader

1 of the House of Representatives and the President and the  
2 minority leader of the Senate, \$16,000 each; the majority  
3 leader in the House of Representatives \$13,500; 6 assistant  
4 majority leaders and 5 assistant minority leaders in the  
5 Senate, \$12,000 each; 6 assistant majority leaders and 6  
6 assistant minority leaders in the House of Representatives,  
7 \$10,500 each; 2 Deputy Majority leaders in the House of  
8 Representatives \$11,500 each; and 2 Deputy Minority leaders in  
9 the House of Representatives, \$11,500 each; the majority caucus  
10 chairman and minority caucus chairman in the Senate, \$12,000  
11 each; and beginning the second Wednesday in January, 1989, the  
12 majority conference chairman and the minority conference  
13 chairman in the House of Representatives, \$10,500 each;  
14 beginning the second Wednesday in January, 1989, the chairman  
15 and minority spokesman of each standing committee of the  
16 Senate, except the Rules Committee, the Committee on  
17 Committees, and the Committee on Assignment of Bills, \$6,000  
18 each; and beginning the second Wednesday in January, 1989, the  
19 chairman and minority spokesman of each standing and select  
20 committee of the House of Representatives, \$6,000 each. A  
21 member who serves in more than one position as an officer,  
22 committee chairman, or committee minority spokesman shall  
23 receive only one additional amount based on the position paying  
24 the highest additional amount. The compensation provided for in  
25 this Section to be paid per year to members of the General  
26 Assembly, including the additional sums payable per year to

1 officers of the General Assembly shall be paid in 12 equal  
2 monthly installments. The first such installment is payable on  
3 January 31, 1977. All subsequent equal monthly installments are  
4 payable on the last working day of the month. A member who has  
5 held office any part of a month is entitled to compensation for  
6 an entire month.

7 Mileage shall be paid at the rate of 20 cents per mile  
8 before January 9, 1985, and at the mileage allowance rate in  
9 effect under regulations promulgated pursuant to 5 U.S.C.  
10 5707(b)(2) beginning January 9, 1985, for the number of actual  
11 highway miles necessarily and conveniently traveled by the most  
12 feasible route to be present upon convening of the sessions of  
13 the General Assembly by such member in each and every trip  
14 during each session in going to and returning from the seat of  
15 government, to be computed by the Comptroller. A member  
16 traveling by public transportation for such purposes, however,  
17 shall be paid his actual cost of that transportation instead of  
18 on the mileage rate if his cost of public transportation  
19 exceeds the amount to which he would be entitled on a mileage  
20 basis. No member may be paid, whether on a mileage basis or for  
21 actual costs of public transportation, for more than one such  
22 trip for each week the General Assembly is actually in session.  
23 Each member shall also receive an allowance of \$36 per day for  
24 lodging and meals while in attendance at sessions of the  
25 General Assembly before January 9, 1985; beginning January 9,  
26 1985, such food and lodging allowance shall be equal to the

1 amount per day permitted to be deducted for such expenses under  
2 the Internal Revenue Code; however, beginning May 31, 1995, no  
3 allowance for food and lodging while in attendance at sessions  
4 is authorized for periods of time after the last day in May of  
5 each calendar year, except (i) if the General Assembly is  
6 convened in special session, other than a continuing special  
7 session under Section 1.5 of the Special Session Act, by either  
8 the Governor or the presiding officers of both houses, as  
9 provided by subsection (b) of Section 5 of Article IV of the  
10 Illinois Constitution or (ii) if the General Assembly is  
11 convened to consider bills vetoed, item vetoed, reduced, or  
12 returned with specific recommendations for change by the  
13 Governor as provided in Section 9 of Article IV of the Illinois  
14 Constitution. For fiscal year 2011 and for session days in  
15 fiscal years 2012, 2013, 2014, 2015, and 2016 only (i) the  
16 allowance for lodging and meals is \$111 per day and (ii)  
17 mileage for automobile travel shall be reimbursed at a rate of  
18 \$0.39 per mile.

19 Notwithstanding any other provision of law to the contrary,  
20 beginning in fiscal year 2012, travel reimbursement for General  
21 Assembly members on non-session days shall be calculated using  
22 the guidelines set forth by the Legislative Travel Control  
23 Board, except that fiscal year 2012, 2013, 2014, 2015, and 2016  
24 mileage reimbursement is set at a rate of \$0.39 per mile.

25 If a member dies having received only a portion of the  
26 amount payable as compensation, the unpaid balance shall be

1 paid to the surviving spouse of such member, or, if there be  
2 none, to the estate of such member.

3 (Source: P.A. 98-30, eff. 6-24-13; 98-682, eff. 6-30-14;  
4 99-355, eff. 8-13-15.)

5 Section 99. Effective date. This Act takes effect upon  
6 becoming law.